

Message Text

CONFIDENTIAL

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ACTION IO-10

INFO OCT-01 ISO-00 AF-06 ARA-06 EA-06 EUR-12 NEA-09 SSO-00

NSCE-00 INRE-00 USIE-00 ACDA-05 CIAE-00 DODE-00 PM-03

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FM USMISSION USUN NY

TO SECSTATE WASHDC IMMEDIATE 9153

C O N F I D E N T I A L USUN 0484

PLEASE PASS NASA - HOSENBALL

E.O. 11652: GDS

TAGS: TSPA, UN

SUBJECT: OUTER SPACE LEGAL SUBCOMITE-REMOTE SENSING

1. FOLLOWING ARE DEL'S SUGGESTED REVISIONS OF REMOTE SENSING PRINCIPLES APPROVED BY DEPT FEB 7. SUBCOMITE WILL BEGIN CONSIDERATION OF REMOTE SENSING ON TUESDAY, FEB 18 AND WE WISH TO PRESENT US DRAFT PROPOSAL ON WED, FEB 19. FOL SUGGESTED CHANGES REFLECT FEW IF ANY SUBSTANTIVE CHANGES, AND WE BELIEVE NONE WHICH IS INCONSISTENT WITH USG AGENCY CLEARANCES OBTAINED FOR FEB 7 DRAFT.

2. WE WISH TO AVOID DRAFTING EXERCISE IN THE SUBCOMITE THIS SESSION, AND HENCE BELIEVE THAT MARGINAL PSYCHOLOGICAL ADVANTAGE MAY BE OBTAINED BY NOT MAKING US DRAFT LOOK QUITE SO MUCH LIKE A FINISHED, COMPLETE DRAFT. WE MAY, THEREFORE, WISH TO SUBMIT THE PAPER AS TWO SUGGESTIONS, ENTITLED POSSIBLE PREAMBULAR PARAS AND POSSIBLE OPERATIVE PARAS BUT OMMITTING GENERAL ASSEMBLY RECOMMENDATORY LANGUAGE.

3. PREAMBULAR PARA THREE SHOULD READ "EFFECTIVE MANAGEMENT AND CONTROL BY STATES OF THEIR NATURAL RESOURCES."...

4. OPERATIVE PARA ONE IS UNCHANGED.

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OPERATIVE PARA TWO SHOULD BE A NEW ADDED TEXT ALONG

THE FOLLOWING LINES: "IN ACCORDANCE WITH THOSE PRINCIPLES, ALL STATES ARE FREE WITHOUT DISCRIMINATION OF ANY KIND TO CARRY OUT REMOTE SENSING OF THE NATURAL ENVIRONMENT OF THE EARTH". COMMENT: THE FREE WITHOUT DISCRIMINATION LANGUAGE COMES FROM ART I OF THE 1967 OUTER SPACE TREATY.

5. FORMER OP PARA TWO, UNCHANGED, BECOMES NEW OP PARA THREE.

6. FORMER OP PARA THREE SHOULD READ AS FOLLOWS;
"REMOTE SENSING OF THE NATURAL ENVIRONMENT OF THE EARTH FROM OUTER SPACE SHOULD PROMOTE, INTER ALIA, (A) INTERNATIONAL COOPERATION IN THE SOLUTION OF INTERNATIONAL PROBLEMS RELATING TO NATURAL RESOURCES AND THE ENVIRONMENT, (B) THE DEVELOPMENT OF FRIENDLY RELATIONS AMONG STATES, (C) COOPERATION IN SCIENTIFIC INVESTIGATION, AND (D) THE USE OF OUTER SPACE FOR THE BENEFIT AND IN THE INTERESTS OF ALL MANKIND."

7. FORMER OP PARA FOUR BECOMES OP PARA FIVE, BUT COMES TO A FULL STOP AT THE END OF THE FIRST SENTENCE.

8M NEW OP PARA SIX SHOULD READ AS FOLLOWS, COMBINING THE SECOND SENTENCE OF FORMER OP PARA FOUR AND FORMER OP PARA SEVEN:

"VI. STATES RECEIVING DATA DIRECTLY FROM SATELLITES DESIGNED FOR REMITE SENSING OF THE NATURAL ENVIRONMENT OF THE ARTH SHALL MAKE THOSE DATA AVAILABLE TO INTERESTED STATES, INTERNATIONAL ORGANIZATIONS, INDIVIDUALS, SCIENTIFIC COMMUNITIES AND OTHERS ON AN EQUITABLE, TIMELY, AND NON-DISCRIMINATORY BASIS. TO ENHANCE THE ABILITY OF ALL INTERESTED STATES," ET CETERA, - TO THE END OF FORMER OP PARA SEVEN UNCHANGED.

9. FORMER OP PARA FIVE BECOMES NEW OP PARA SEVEN UNCHANGED.

10. FORMER OP PARA SIX NOW BECOMES NEW OP PARA EIGHT UNCHNAGED EXCEPT THE INITIAL VERB IS CHANGED FROM" PARTICIPATING" TO "ENGAGED".

11. FORMER OP PARA SEVEN IS COVERED BY PARAGRAPH EIGHT ABOVE.
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12. FORMER OP PARA EIGHT BECOMES NEW OP PARA NINCE UNCHANGED, AND FORMER OP PARA NINE BECOMES NEW OP PARA TEN UNCHANGED.

13. WE BELIEVE THESE ARE GENERALLY HELPFUL CHANGES, AND WOULD APPRECIATE DEPT VIEWS ASAP SO THAT WE MAY CARRY OUT CONSULTATIONS WITH CERTAIN OTHER DELS BEFORE PRESENTING US DRAFT TEXT NEXT WEDNESDAY.
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